

**CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Municipal Clerk

AGENDA DATE: June 16, 2009

CONTACT PERSON/PHONE: Richarda Momsen (915) 541-4127

DISTRICT(S) AFFECTED: All

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? **OR AUTHORIZE** the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

Approve a resolution canvassing the votes cast in the 2009 City of El Paso Run-Off Election.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

Approve a Resolution canvassing the votes cast in the 2009 City of El Paso Run-Off Election.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Yes. Last canvassing of the votes was May 15, 2009.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

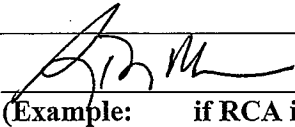
BOARD / COMMISSION ACTION:

Enter appropriate comments or N/A

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD: _____

(Example:  if RCA is initiated by Purchasing, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA: _____

CITY MANAGER: _____

DATE: _____

**RESOLUTION CANVASSING THE RETURNS
OF THE 2009 CITY RUN-OFF GENERAL ELECTION**

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

CITY CLERK DEPT
09 JUN 11 PM 5:34

WHEREAS, the City Council of the City of El Paso ordered a run-off election to be held in said City on June 6, 2009, for the purpose of electing the below named City official for the term as established by and in accordance with the Charter of the City of El Paso; and

WHEREAS, the election officers who held said run-off election have duly made returns of the results thereof, and said returns have been duly delivered to said City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council officially finds and determines that said run-off election was duly given, that proper notice of said election was duly given, that proper election officers were duly appointed prior to said election, that said election was duly held, that due returns of the results of said election have been duly made and delivered, that the election returns have properly been made out and duly certified by the officers of said election in the different voting precincts of the City, and that the City Council has duly canvassed said returns, all in accordance with law and the resolution and amendments thereto calling said election.

2. That the City Council officially finds and determines that the following votes were cast at said run-off election for the following officer by the resident, qualified electors of said City, who voted at the election:

DISTRICT REPRESENTATIVE NO. 4

Melina Castro	1,336
Carl L. Robinson	2,858

3. That in the case of the following office, the following person who received more than a 50% majority of the votes cast for candidates for such office is hereby declared elected to such office for the ensuing term, or until the election and qualification of his successor, subject to the proper issuance of a certificate of election by the presiding officer, and that the number of votes cast for

each person who was a candidate for such office, according to the returns, is shown in paragraph 2 hereof:

DISTRICT REPRESENTATIVE NO. 4

Carl L. Robinson

4. That on file in the City Clerk's Office and made a part hereof by reference are copies of the mechanical precinct tabulations of the votes cast at the 2009 City Run-Off General Election showing the number of votes cast in each precinct for each candidate.

5. That this Resolution is adopted subject to the right of any candidate to contest such election in any way provided by law.

6. That this Resolution was acted upon in accordance with the law by the presiding officer and the City Council and was deemed by said City Council that upon passage of the Resolution, it shall take effect immediately.

7. This Resolution shall be spread upon the minutes of the City Council, and the City Clerk shall record the amendments so adopted in the separate book kept in her office for such purpose.

ADOPTED this 16th day of June 2009.

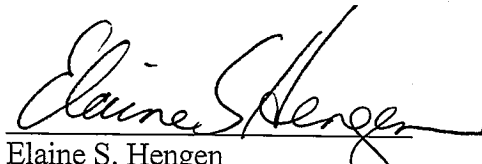
THE CITY OF EL PASO

ATTEST

John F. Cook, Mayor

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Elaine S. Hengen
Senior Assistant City Attorney

CITY CLERK DEPT.
09 JUN 11 PM 5:04